Total Number of Pages:

Tax Map Key No. (3) 9-5-006: Portion of 001

FROM:

STATE OF HAWAII

BOARD OF LAND AND NATURAL RESOURCES

TO:

STATE OF HAWAII

DEPARTMENT OF LAND AND NATURAL RESOURCES

Division of Forestry and Wildlife 1151 Punchbowl Street, Room 325

Honolulu, Hawaii 96813

EXECUTIVE ORDER NO.

4435

SETTING ASIDE LAND FOR PUBLIC PURPOSES

BY THIS EXECUTIVE ORDER, I, the undersigned, Governor of the State of Hawaii, by virtue of the authority in me vested by Section 171-11, Hawaii Revised Statutes, as amended, and Section 183-11, Hawaii Revised Statutes, as amended, and every other authority me hereunto enabling, do hereby order that the public land hereinafter described be, and the same is, hereby set aside for the following public purposes:

FOR INCLUSION TO THE KAU FOREST RESERVE, to be under the control and management of the State of Hawaii, Department of Land and Natural Resources, Division of Forestry and Wildlife, being that parcel of land situate at Waiohinu, Kau, Island of Hawaii, Hawaii, and identified as "Kau Forest Reserve (Kamilo

PRELIM. APPR'D.
Department of the
Attorney General

Section)" containing an area of 1,353.330 acres, more or less, subject, however, to an easement for "KAMILO RESET" Triangulation Station Site, together with the rights of ingress and egress, more particularly described in Exhibit "A" and delineated on Exhibit "B," both of which are attached hereto and made parts hereof, said exhibits being respectively, a survey description and survey map prepared by the Survey Division, Department of Accounting and General Services, State of Hawaii, both being designated C.S.F. No. 25,262 and dated March 15, 2013.

SUBJECT, HOWEVER, to the condition that upon cancellation of this executive order or in the event of non-use or abandonment of the premises or any portion thereof for a continuous period of one (1) year, or for any reason whatsoever, the State of Hawaii, Department of Land and Natural Resources, Division of Forestry and Wildlife shall, within a reasonable time, restore the premises to a condition satisfactory and acceptable to the Department of Land and Natural Resources, State of Hawaii.

SUBJECT, FURTHER, to disapproval by the Legislature by two-thirds vote of either the Senate or the House of Representatives or by majority vote of both, in any regular or special session next following the date of this Executive Order.

This executive order does not authorize the recipient of the set aside to sell or exchange or otherwise relinquish the State of Hawaii's title to the subject public land.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Hawaii to be affixed.

Done at the Capitol at Honolulu this ______ day of _______, 2013.

NEIL ABERCROMBIE
Governor of the State of Hawaii

APPROVED AS TO FORM:

COLIN J. LAU

Deputy Attorney General

Dated: 7/18/13

PRELIM. APPR'D.
Department of the
Attorney General

STATE OF HAWAII

Office of the Lieutenant Governor

Order No. 435 setting aside land for public the original of which is on file in this office.
IN TESTIMONY WHEREOF, the Lieutenant Governor of the State of Hawaii, has hereunto subscribed his name and caused the Great Seal of the State to be affixed.
SHAN S. TSUTSUI Lieutenant Governor of the State of Hawaii
DONE in Honolulu, this 26th day of

September



_____, A.D. 2013



STATE OF HAWAI'I SURVEY DIVISION DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES HONOLULU

C.S.F. No. <u>25,262</u>

March 15, 2013

KAU FOREST RESERVE (KAMILO SECTION)

Waiohinu, Kau, Island of Hawaii, Hawaii

Being a portion of the Government (Crown) Land of Waiohinu.

Beginning at the northwest corner of this parcel of land, the coordinates of said point of beginning referred to Government Survey Triangulation Station "KAMILO RESET" being 9628.57 feet North and 1118.43 feet West, thence running by azimuths measured clockwise from True South:-

1.	227°	34.	45"	644.65	feet along the remainder of the Government (Crown) Land of Waiohinu;	
2.	214°	27'		7192.81	feet along the remainder of the Government (Crown) Land of Waiohinu;	
3.	355°	46'	30"	1778.28	feet along Grant 3161 to S.K. Kawaiponia and Hao;	
4.	355°	31'	30"	3408.90	feet along Grant 3161 to S.K. Kawaiponia and Hao;	
5.	310°	31'	30"	256.09	feet along Grant 994, Ap. 2 to Heleloa to shoreline;	
6.	Thence along shoreline as located between July 11, 2006 through July 25, 2006, the direct					



11,653.88 feet;

azimuth and distance being:

18° 56'

C.S.F. No. <u>25,262</u>

March 15, 2013

7. Thence along shoreline as located between July 11, 2006 through July 25, 2006, the direct azimuth and distance being:

86° 45'

3463.94 feet;

8. 181° 56'

76.00 feet along Grant 9021 to Hutchinson Sugar Plantation Co.;

9. 191° 43' 53"

10,331.77 feet along Grant 3210 to W. T. Martin to the point of beginning and containing an AREA OF 1353.330 ACRES, MORE OR LESS.

SUBJECT, HOWEVER, to an easement for "KAMILO RESET" Triangulation Station Site, together with the rights of ingress and egress over the above-described parcel of land as shown on plan attached hereto and made a part hereof.

SURVEY DIVISION DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES STATE OF HAWAII

Glenn J. Kodani

Land Surveyor

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Compiled from map and desc. furn. by Island Survey, Inc. Said map and desc. have been examined and checked as to form and mathematical correctness but not on the ground by the Survey Division.

PRIPLIM. APPR'D.
Department of the
Attorney General

